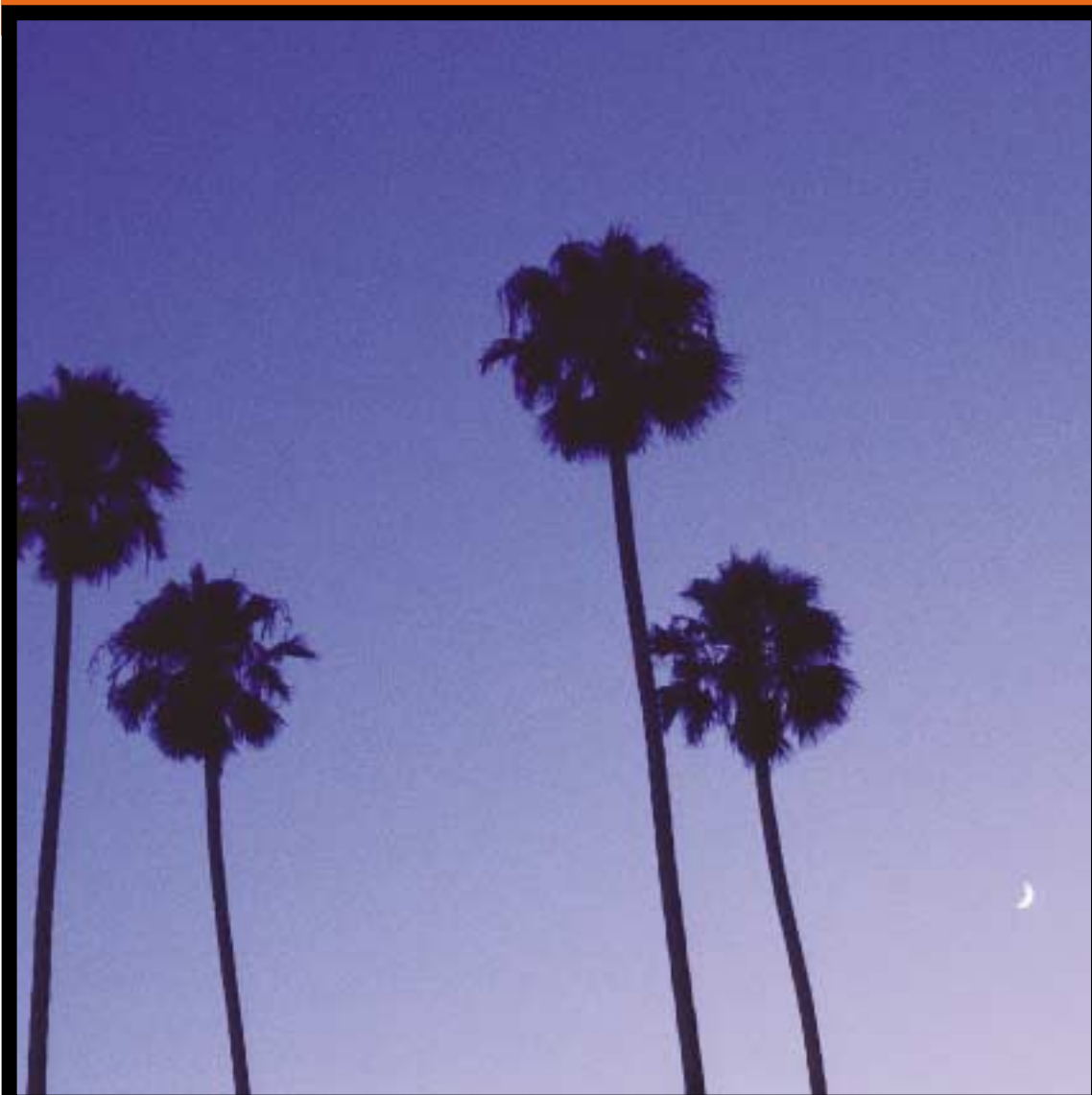


The Environmental Law Section of the State Bar of California
presents the

Seventh Annual SPRING ROUNDTABLES

featuring the

ROUNDTABLE ON CONTAMINATED SITES and
LAND USE LAW AND POLICY ROUNDTABLE



June 7–9, 2002

Hyatt Grand Champions Resort

44-600 Indian Wells Lane

Indian Wells, California (near Palm Springs)

Earn Up To 8.5 Hours MCLE Credit

*The State Bar of California and the Environmental Law Section are
State Bar of California approved MCLE providers.*

SCHEDULE OF EVENTS

FRIDAY, JUNE 7, 2002

- 1:30 - 2:45 p.m.** **Registration**
- 2:45 - 3:15 p.m.** **Welcome and Introductions**
Gregory D. Trimarche, Chair, Environmental Law Section
Robert Doty, Contaminated Site Roundtable Program Chair
Michael Zischke, Land Use Roundtable Program Chair
Richard Milanovich, Tribal Chairman, Agua Caliente
Band of Cahuilla Indians (invited)
- 3:15 - 4:00 p.m.** (1 Hour MCLE Credit)
**Plenary Session: The Local Perspective – Land Planning
and Conservation**
Speaker: **Bill Havert**, Executive Director, Coachella Valley
Mountains Conservancy
- 4:00 - 5:30 p.m.** (1.5 Hour MCLE Credit)
**Contaminated Sites Roundtable Topic 1: New Initiatives
and Perspectives At USEPA and Cal-EPA**
Moderators: **Jim Hanson**, EPA Region IX
 Barbara Coler, DTSC Site Mitigation Branch Chief
- a. Grants and loans under the new federal
brownfield program
 - b. Decoupling federal brownfield funding from the NCP:
does it matter?
 - c. What's in a name: ICSP, CLEAN, FAIR, CPCFA and
the search for dollars in California
- Land Use Roundtable Topic 1: CEQA Practice Update**
Moderator: **Jan Chatten-Brown**, Chatten-Brown & Associates
- a. New Case Law on EIRs
 - b. Update on CEQA Guidelines
 - c. Air Impact Analyses Under CEQA
- 6:00 - 8:00 p.m.** **Sunset Reception**

SATURDAY, JUNE 8, 2002

- 8:30 - 9:00 a.m.** **Continental Breakfast and MCLE Sign In**
- 9:00 - 10:30 a.m.** (1.5 Hour MCLE Credit)
**Contaminated Sites Roundtable Topic 2: Brownfield
“Blight”-- Redevelopment Area Projects**
Moderator: **Stephen Andrews**, Chief of Strategic Planning,
Community Redevelopment Agency,
City of Los Angeles
- a. Contamination as “blight”: the nexus between existing
redevelopment plans and Brownfield redevelopment
opportunities
 - b. The redevelopment agency toolkit: tax increment, the
20% set-aside, OPAs, ENRs, DDAs, condemnation, and
Polanco
 - c. Deal issues: financial/process constraints, environmental
risk management

Land Use Roundtable Topic 2: Takings Law Update

Moderator: Ellison Folk, Folk, Shute, Mihaly & Weinberger

- a. New California Regulatory Takings Decisions
- b. Report on the TRPA Takings Litigation

10:30-10:45 a.m. Break

10:45 a.m.-12:15 p.m. (1.5 Hour MCLE Credit)

Contaminated Sites Roundtable Topic 3: Recent and Pending Legislative Initiatives

Moderator: Kevin Daehnke, Daehnke & Cruz

- a. HR 2869: three new defenses and overfiling protection
- b. SB 32: quantum leap or footnote?
- c. The 2002 Legislative session: what's in the hopper?

Land Use Roundtable Topic 3: Tribal Lands

Moderator: Marta J. Burg, Law Offices of Martha Burg, Attorney, Tribal Consultant

- a. Tribal Sovereignty vs. Local Land Use Regulation
- b. Impact Analyses for Casinos and Other Tribal Uses

1:00 - 3:00 p.m.

Educational Tours

Guest: Thomas J. Davis, Tribal Planning Director, Agua Caliente Band of Cahuilla Indians

3. Tour of local tribal lands

Cost: \$25 per person - includes transportation and lunch

4. Tram tour of Coachella Valley Mountains Conservancy Lands

Cost: \$25 per person - includes transportation and lunch

6:00 - 8:00 p.m. Sunset Reception

SUNDAY, JUNE 9, 2002

8:30 - 9:00 a.m. Continental Breakfast and MCLE Sign In

9:00 – 10:00 a.m. Plenary Session: The Perspective from Washington – The New Brownfields Legislation

Speaker: Paul Conner, Director, Policy and Program Evaluation Division, EPA Office of Site Remediation Enforcement, Washington, D.C.

10:00 - 11:30 a.m. Contaminated Sites Roundtable Topic 4: Litigation Update (1.5 Hour MCLE Credit)

Moderator: Stuart Block, Cox, Castle & Nicholson

- a. Carson Harbor: Is everything clear now?
- b. Emeryville v. Elementis: The Polanco Act gets tested
- c. Environmental justice litigation: What doors remain open?
- d. Prop 65: Clear notice and the new filing requirements - mountains or molehills?

Land Use Roundtable Topic 4: Wetlands and Endangered Species

Moderator: Susan Hori, Buchalter, Nemer, Fields, and Younger

- a. Revised Nationwide Wetland Permits
- b. Has SWANCC Changed the 404 Process?
- c. Increasing State Regulation of Wetlands (Water Boards, Coastal Commission, DFG)

Conference Adjourns

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ROUNDTABLE ON CONTAMINATED SITES and
LAND USE LAW AND POLICY ROUNDTABLE

The Environmental Law Section of the State Bar of California offers its 2002 Spring Roundtables, featuring the Seventh Annual Roundtable on Contaminated Sites and the Fifth Annual Land Use Law and Policy Roundtable.

This year's Roundtable on Contaminated Sites will address new Brownfield initiatives at EPA and DTSC, Brownfield strategies for redevelopment areas, new state and federal legislation dealing with contaminated site cleanups, and recent litigation developments.

The Land Use Law and Policy Roundtable will focus on recent developments in CEQA, tribal land use issues, the TRPA takings litigation and the new California regulatory takings decisions, wetlands and endangered species issues including nationwide wetland permits, SWANCC and the 404 Process, and tribal lands issues.

The Roundtables are aimed at experienced attorneys with significant expertise (i.e., five or more years of practice) in the area of contaminated sites, land use, or natural resources law. Each of the roundtable programs will be limited to approximately 35 - 40 attendees, and will be structured entirely as an interactive discussion. Each attendee will be expected to make significant contributions to the roundtable discussions, including at least ten to fifteen minutes of individual commentary on program topics.

In addition to the concurrent roundtable programs, plenary sessions will feature topics of broad appeal, including a presentation by Bill Havert, Executive Director, Coachella Valley Mountains Conservancy, and Paul Connor, Director of the EPA Office of Site Remediation Enforcement, as well as guided tours of local tribal lands and Coachella Mountains Conservancy lands.

For more information, contact section Meeting & Event Administrator, Jayna Blackwell at (415) 538- 2585 or by E-mail at Jayna.Blackwell@calsb.org.



June 7–9, 2002

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PROGRAM REGISTRATION FORM – 2002 ENVIRONMENTAL LAW SPRING ROUNDTABLES

Please use a separate form for each registrant.

Name _____ Bar Number _____

Firm Name _____

Address _____

City, State, Zip _____

Phone Number (_____) _____ Fax Number (_____) _____

E-Mail Address _____ Years of Practice (total): _____

Roundtable Discussion (check which topic group you will attend)

1. ☐ Contaminated Sites Roundtable
2. ☐ Land Use & Policy Roundtable

Registration Fees (check appropriate box): Registration fee includes program materials, Friday and Saturday cocktail receptions and Saturday and Sunday Continental Breakfasts

- ☐ \$275 Environmental Law Section Members
- ☐ \$335 Non-Members
- ☐ Please credit \$60 of my \$335 Non-Member registration fee to join the environmental Law Section (Membership until 12/31/02)

Educational Tours (check the appropriate box)

- ☐ 3. Tour of Local Tribal Lands _____ @ \$25 each _____
- ☐ 4. Tram tour of Coachella Valley Mountains
Conservancy Lands _____ @ \$25 each _____

Registration fee may be paid by check, money order, or credit card (VISA and MasterCard only).

Please make checks or money orders payable to the State Bar of California.

Amount Enclosed or To Be Charged _____

Credit Card Payment

I authorize the State Bar of California to use my credit card for the registration fee for the Environmental Law Section Program June 7-9, 2002.

☐ VISA ☐ MasterCard

Account Number _____ Exp. Date _____

Cardholder's Name _____ Cardholder's Signature _____

REGISTRATION INFORMATION

REGISTRATION: Advance registration deadline: May 31, 2002

Registration fees are \$275 for members of the Environmental Law Section and \$335 for non-members. Your registration fee includes the education sessions, program materials, Saturday and Sunday continental breakfasts, Friday and Saturday evening receptions. The non-member registration fee also includes complimentary enrollment in Environmental Law Section. Please return the Program Registration form to:

Program Registrations, State Bar of California, 180 Howard Street, San Francisco, CA 94105

Ph: (415) 538-2508; Fax: (415) 538-2368

REGISTRATION INFORMATION: For registration information, please call Program Registrations at (415) 538-2508

PROGRAM CONTENT INFORMATION For program content information, please call Environmental Law Section (415) 538-2582.

SPECIAL ASSISTANCE: If you require special assistance, please call (415) 538-2585.

CANCELLATIONS: A refund (less a non-refundable fee of \$50) will be made for all registration and/or ticket cancellations received in writing by May 31, 2002. No refunds will be made for cancellations after that date.

HOTEL RESERVATIONS: Each registrant is responsible for his or her own hotel reservation. A block of rooms has been reserved at the Hyatt Grand Champions Resort at the group rate of \$179 single or double occupancy per night plus tax. To make reservations, please contact the hotel directly at (760) 674-4155 by the May 13, 2002 deadline. One night's deposit (check or credit card) is required to guarantee your room. Be sure to identify yourself as part of the State Bar of California Environmental Law Spring Roundtables to confirm the special group rate. Reservations made after the May 13 deadline will be accommodated on a space available basis at the group rate.

AIRLINE RESERVATIONS: The State Bar of California has a discount program with United Airlines. To make reservations or for additional information, please call the United Group Meeting desk at (800) 521-4041 and refer to the group file number 550QX.